IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.2588 OF 2006
IN
FIRST APPEAL NO.1107 OF 2006

Smt Shalinitai Vasnatrao Patil & Ors. ...Applicants
Vs.
The Municipal Corporation of Gr.Bombay ...Respondent

Shri S.A. Sawant for the Applicants.
Shri J.J. Xavier for the Respondent.

CORAM : A. S. OKA, J.
DATE : JULY 21, 2006.

P.C.:

1. Heard the Advocates appearing for the parties.

First Appeal is already admitted. In view of this position, Civil Application is disposed of by passing following order:

(i) Till the final disposal of the Appeal, the Respondent is restrained from demolishing the suit structure on the basis of order dated 05th May, 1989 subject to condition that the Applicants will not create any third party interest in respect of the suit structure, the Applicants will not part with possession of the suit structure and the Applicants will not carry out any alterations in the suit structure.

(ii) There will be no orders as to costs.

JUDGE